



**US Army Corps  
of Engineers**

Vicksburg District  
4155 Clay Street  
Vicksburg, MS 39183-3435  
[www.mvk.usace.army.mil](http://www.mvk.usace.army.mil)



# Public Notice

APPLICATION NO.:	ASJ-MVK-2002-76
EVALUATOR:	Ms. A. Susan Jarvis
PHONE NO.:	(601) 631-5146
FAX NO.:	(601) 631-5459
E-MAIL:	<a href="mailto:regulatory@mvk02.usace.army.mil">regulatory@mvk02.usace.army.mil</a>
DATE:	February 21, 2007
EXPIRATION DATE:	March 14, 2007

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District, and the Louisiana Department of Environmental Quality, Office of Environmental Services are considering an application for a Department of the Army permit and State water quality certification for the work described herein. A water quality certification is required in accordance with statutory authority contained in the LRS 30:2074 A(3) and provisions of the Clean Water Act. Comments should be forwarded to the Vicksburg District, Attention: CEMVK-OD-F, at the above address, and the Louisiana Department of Environmental Quality, Office of Environmental Services, Post Office Box 4313, Baton Rouge, Louisiana 70821-4313.

The Louisiana Department of Environmental Quality has a copy of the application on file in their office in Baton Rouge and it may be inspected at any time between 8:00 a.m. and 4:30 p.m. weekdays. Copies may be obtained from the Louisiana Department of Environmental Quality upon payment of cost of printing. The Louisiana Department of Environmental Quality will make a final decision on the water quality certification pertaining to this application within 30 days after expiration of this notice.

Law Requiring a Permit: Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), which applies to structures or work in navigable waters of the United States and Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged or fill material into waters of the United States.

Name of Applicant:  
Mr. Danny Willingham  
Post Office Box 2082  
Slidell, Louisiana 70459

Location of Work: Section 29 of T9S-R16E, latitude 30°14'24" longitude 89°37'09", within Lower Pearl River drainage basin, St. Tammany Parish, Louisiana.

Description of Work: (See enclosed map and drawings.)

The following descriptions of the proposed project and associated impacts are based upon information provided by the applicant.

The applicant is applying for a Department of the Army permit to discharge dredged material into wetlands in St. Tammany Parish, Louisiana. The purpose of the project is to dredge an existing canal to deepen it for placement of a houseboat. The dredged material would be placed on each side of the canal.

The project site consists of an unnamed canal of the Poitevants Ditch connected to the Lower Pearl River that measures 1035 feet in length, 90 feet wide at the bottom end, then 60 feet wide for the remainder of the canal. The side slopes of the canal are 45° and the depth would be dredged to 8.0 feet.

Approximately 6,000 cubic yards of dredged material would be placed into marsh wetlands on each side of the canal. The dimensions of the spoil area would be approximately 1000 feet in length on each side and then approximately 35 feet wide on the right side and only five feet wide on the left side. Approximately 0.91 acre of jurisdictional wetlands would be impacted. Vegetation located in the jurisdictional wetlands would include *Eleocharis obtuse*, *Lycopodiella alopecuroides*, *Panicum virgatum*, *Rhynchospora inexpansa*, and *Xyris ambigua*.

The applicant has applied for a Coastal Use Permit from the Louisiana Department of Natural Resources, Coastal Management Division since this project is located in the Louisiana Coastal Zone.

The placement of dredged and/or fill material in waters of the United States associated with the mechanized land clearing and excavation requires a Department of the Army Permit.

Upon reviewing this notice, you should write to this office to provide your opinion of the impacts this work will have on the natural and human environment and address any mitigation you believe is necessary to offset these impacts. Other comments are welcome, but the above information will further our review of the applicant's plan as proposed. Comments of a general nature are not as helpful as those specific to the impacts of the subject project.

State Water Quality Permit: The State Pollution Control Agency must certify that the described work will comply with the State's water quality standards and effluent limitations before a Corps permit is issued.

Cultural Resources: An initial review indicates that the proposed project would not affect any of the sites in St. Tammany Parish listed in the National Register of Historic Places. Copies of this notice have been sent to the State Historic Preservation Officer, Federally Recognized Tribes, and other interested parties for comment on potential effects to cultural resources that could result from this activity.

Endangered Species: Our initial finding is that the proposed work would not affect any endangered species or their critical habitat. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their critical habitat will be addressed in our evaluation of the described work.

Flood Plain: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements.

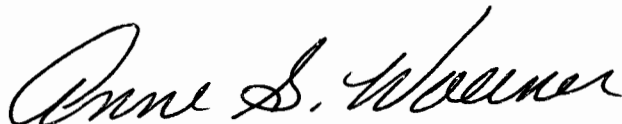
Evaluation Factors: The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits that may be expected to accrue from the proposal must be balanced against its expected adverse effects. All factors which may be relevant to the proposal will be considered; among these are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, energy needs, safety, food requirements and, in general, the needs and welfare of the people. Evaluation of the proposed activity will include application of the guidelines published by the Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act.

Public Involvement: The purpose of this notice is to solicit comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties. These comments will be used to evaluate the impacts of this project. All comments will be considered and used to help determine whether to issue the permit, deny the permit, or issue the permit with conditions, and to help us determine the amount and type of

mitigation necessary. This information will be used in our Environmental Assessment or Impact Statement. Comments are also used to determine the need for a public hearing.

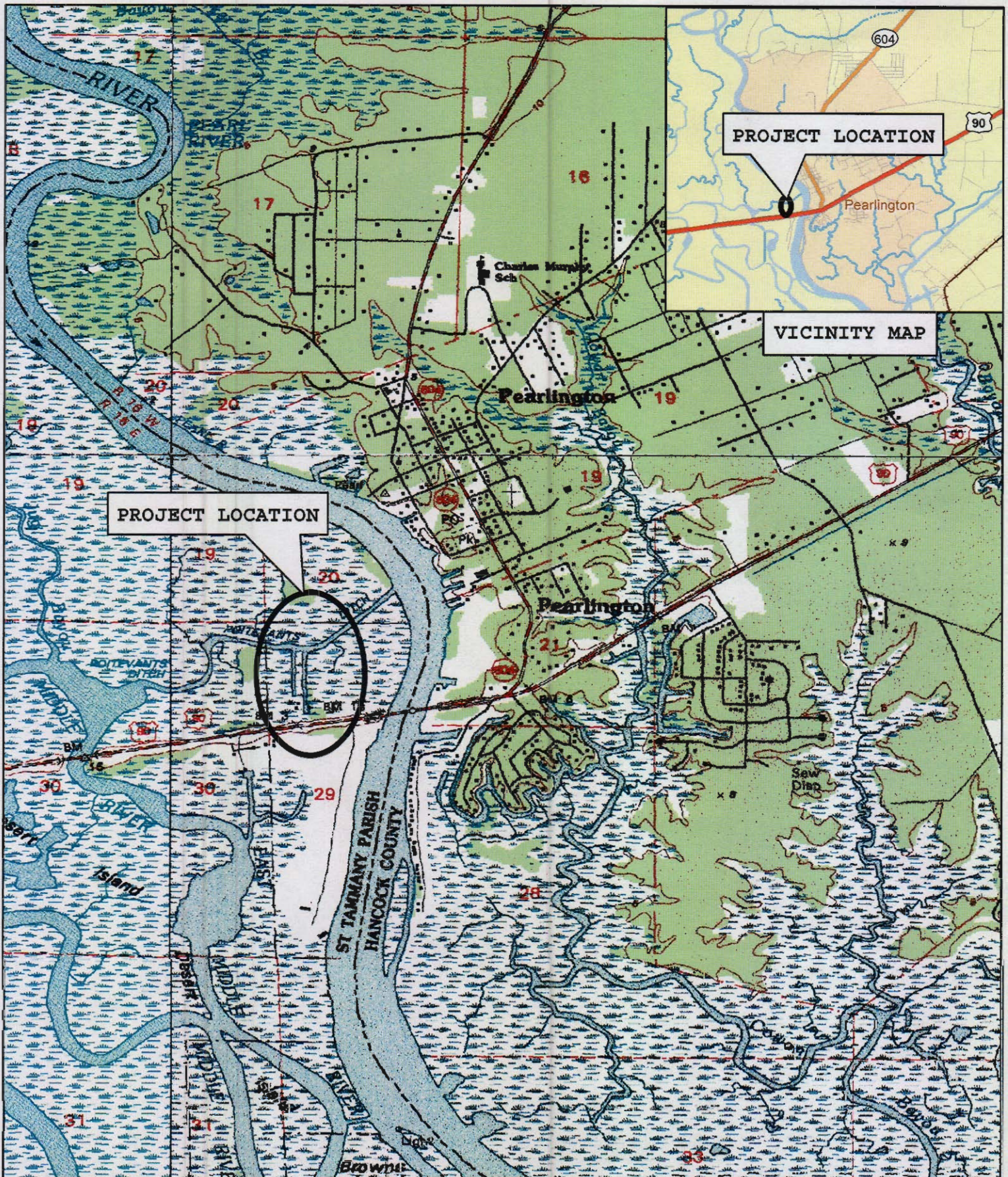
Opportunity for a Public Hearing: Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

Notification of Final Permit Actions: Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/offices/od/odf/main.asp>, or go directly to the Final Permit Actions web page at <http://www.mvk.usace.army.mil/offices/od/odf/PubNotice/MonthlyNotice/pnmain.asp>.



Anne S. Woerner  
Acting Chief  
Evaluation Section

# DREDGING CANAL



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CEMVK-OD-FE ASJ-MVK-2002-76  
MR DANNY WILLINGHAM



STATE OF LOUISIANA ★  
★  
SEAN M. BIRKES  
REG. NO. 4786  
REGISTERED  
LAND SURVEYOR  
SUPERVISOR

ASJ-MVK-2002-76

MR DANNY WILLINGHAM

NOTE: P.O.D. BY OTHERS  
AND NOT FIELD VERIFIED  
BY THIS FIRM.  
REFERENCE SURVEY BY  
ROBERT A. BERLIN  
DATED MARCH 23, 1961.

SURVEY MAP OF: A PARCEL OF LAND  
LOCATED IN: SEC. 29. T9S. R10E  
ST. TAMMANY PARISH, LA  
CERTIFIED TO: DANNY WILLINGHAM

I CERTIFY THAT THIS PLAT REPRESENTS AN ACTUAL GROUND SURVEY AND THAT TO THE BEST OF MY KNOWLEDGE NO ENCROACHMENTS EXIST EITHER WAY ACROSS ANY OF THE PROPERTY LINES, EXCEPT AS NOTED OTHERWISE.

SURVEYED IN ACCORDANCE WITH THE LOUISIANA "MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS" FOR A CLASS C SURVEY. BEARINGS ARE BASED ON RECORD BEARINGS UNLESS NOTED OTHERWISE.

ENCUMBRANCES SHOWN HEREON ARE NOT NECESSARILY EXCLUSIVE ENCUMBRANCES OF RECORD AS SHOWN ON TITLE OPINION OR TITLE POLICY WILL BE ADDED HERETO UPON REQUEST. AS SURVEYOR HAS NOT PERFORMED ANY TITLE SEARCH OR ABSTRACT.

F.I.R.M. 2257209  
0000 4.2.91  
 ZONE A10 B.F.E. 9'

\*Verify prior to Construction with Local Governing Body\*